



WILLIAM T FUJIOKA  
Chief Executive Officer

## County of Los Angeles CHIEF EXECUTIVE OFFICE

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<http://ceo.lacounty.gov>

September 4, 2007

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, CA 90012

Dear Supervisors:

**DEPARTMENT OF PUBLIC WORKS: CONSULTANT SERVICES AGREEMENT  
FOR FACILITATION OF PHYSICAL SOLUTION FOR ADJUDICATION  
IN THE ANTELOPE VALLEY GROUNDWATER BASIN  
(SUPERVISORIAL DISTRICT 5)  
(3 VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

Delegate authority to the Director of Public Works or his designee to negotiate and execute a sole-source Consultant Services Agreement with Mr. Bill Dendy for professional facilitation services for a physical solution in the Antelope Valley Groundwater Basin Adjudication for an amount not to exceed \$115,000.

**PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of this recommended action is to authorize the Director of Public Works or his designee to negotiate and execute an Agreement with Mr. Bill Dendy (Consultant) to provide professional facilitation services in developing a proposed physical solution in conjunction with the Antelope Valley Groundwater Basin Adjudication.

The parties to the Adjudication identified the Consultant as a qualified expert who can assist them in identifying a physical solution for the management of the Antelope Valley Groundwater Basin. The Consultant possesses a unique and extensive water resources background that includes five years as the Executive Officer for the State Water Resources Control Board and two years as the General Manager for the Santa Ana Watershed Project Authority. The Consultant also served as the facilitator for the Antelope Valley Water Group in their effort to reach a consensus on the Antelope Valley Groundwater Basin management solution in 1998.

Board of Supervisors  
GLORIA MOLINA  
First District

YVONNE B. BURKE  
Second District

ZEV YAROSLAVSKY  
Third District

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Fourth District

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Fifth District

### **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs that we provide Fiscal Responsibility (Goal 4) by developing and reaching consensus on a proposed settlement and physical solution to the Adjudication in the most cost-efficient manner.

### **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund. The recommended Agreement is for an aggregate amount not to exceed \$115,000. Funding for the Agreement is available in the Fiscal Year 2007-08 Los Angeles County Waterworks District No. 40, Antelope Valley (District), General Fund.

A number of the parties involved in the Adjudication, including the Cities of Los Angeles, Palmdale, and Lancaster and the United States Government, have expressed their willingness to fund a portion of the Consultant's services. Therefore, the District expects to be reimbursed for a portion of the total cost of the work by these agencies.

### **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

A standard Consultant Services Agreement, previously approved as to form by County Counsel, will be used to award the work to the Consultant. The Agreement will include a clause for termination of services upon prior written notice and a renegotiation clause as directed by your Board.

### **ENVIRONMENTAL DOCUMENTATION**

The Consultant's services under this Agreement do not constitute a project or approval of a project pursuant to Section 301 of the Environmental Reporting Procedures and Guidelines adopted by your Board on November 17, 1987, and Section 15378 of the California Environmental Quality Act Guidelines.

### **CONTRACTING PROCESS**

The District's staff and other parties to the Adjudication agreed to the use of the Consultant as a neutral agent to expedite and facilitate the identification of a physical solution acceptable to most parties and to narrow the potential issues to be resolved in litigation. This group recommended the Consultant for the work based on his unique and extensive water resources background, previous work with the group on similar

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groundwater basin issues, proposed work plan, and understanding of the work requirements. Additionally, the group requested that the County administer the Agreement with the Consultant and seek reimbursement from the parties in the Adjudication.

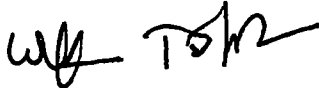
**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

The Consultant's professional facilitation services will enable a more expedient and cost-efficient process for development and future implementation of a physical solution to the Adjudication. The funds for the work are included in the District's Fiscal Year 2007-08 General Fund and will not have any negative impact on existing services or planned projects.

**CONCLUSION**

Upon approval, please return two adopted copies of this letter to the Department of Public Works, Waterworks Division.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'WTF' followed by a stylized flourish.

WILLIAM T FUJIOKA  
Chief Executive Officer

WTF:DLW  
DWP:ss

c: County Counsel